Case 09-18004-mkn Doc 36 Entered 08/19/09 08:07:28 Page 1 of 3 1 2 3 4 **Entered on Docket** August 19, 2009 5 Hon. Mike K. Nakagawa **United States Bankruptcy Judge** 6 PITE DUNCAN, LLP 7 STEVEN W. PITE (NV Bar #008226) EDDIE R. JIMENEZ (NV Bar #10376) 8 4375 Jutland Drive, Suite 200 9 P.O. Box 17933 San Diego, CA 92177-0933 10 Telephone: (858) 750-7600 Facsimile: (619) 590-1385 11 E-mail: ecfnvb@piteduncan.com 12 ABRAMS & TANKO, LLLP MICHELLE L. ABRAMS (NV Bar #005565) 13 3085 S. Jones Blvd., Suite C 14 Las Vegas, NV 89146 15 Attorneys for Secured Creditor CITIBANK, N.A., AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF STRUCTURED ASSET MORTGAGE 16 INVESTMENTS II INC., BEAR STEARNS ALT-A TRUST, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-2 17 18 UNITED STATES BANKRUPTCY COURT 19 DISTRICT OF NEVADA 20 Bankruptcy Case No. BK-S-09-18004-mkn In re 21 Chapter 7 22 LORI JEAN SMITH, CITIBANK, N.A., AS TRUSTEE FOR THE 23 Debtor(s). CERTIFICATEHOLDERS OF STRUCTURED ASSET MORTGAGE 24 INVESTMENTS II INC., BEAR STEARNS ALT-A TRUST, MORTGAGE PASS-25 THROUGH CERTIFICATES, SERIES 26 2007-2'S ORDER TERMINATING **AUTOMATIC STAY** 27 July 24, 2009 Date: Time: 1:30 p.m. 28

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A hearing on Secured Creditor Citibank, N.A., as Trustee for the Certificateholders of Structured Asset Mortgage Investments II Inc., Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates, Series 2007-2's Motion for Relief From the Automatic Stay came on regularly for hearing in the United States Bankruptcy Court before the Honorable Linda B. Riegle.

The court having duly considered the papers and pleadings on file herein and being fully advised thereon and finding cause therefor:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

The automatic stay of 11 United States Code section 362 is hereby immediately terminated as it applies to the enforcement by Movant of all of its rights in the real property under the Note and Deed of Trust encumbering the real property commonly known as 2120 Pipeline Beach Court, North Las Vegas, Nevada 89081 ("Real Property"), which is legally described as:

LOT 101, OF FINAL MAP OF TROPICAL AND LAWRENCE UNIT 1, AS SHOWN BY MAP THEREOF ON FILE IN BOOK 128 OF PLATS, PAGE 26, IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Movant may offer and provide Debtor with information re: a potential Forbearance Agreement, Loan Modification, Refinance Agreement, or other Loan Workout/Loss Mitigation Agreement, and may enter into such agreement with Debtor. However, Movant may not enforce, or threaten to enforce, any personal liability against Debtor if Debtor's personal liability is discharged in this bankruptcy case.

APPROVED/DISAPPROVED

26 TIMOTHY S. CORY TRUSTEE

/././

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|----------|--|
| 1 | ALTERNATIVE METHOD re: RULE 9021: |
| 2 | In accordance with LR 9021, counsel submitting this document certifies as follows (check one): |
| 3 | The court has waived the requirement of approval under LR 9021. |
| 4 | No parties appeared or filed written objections, and there is no trustee appointed in the |
| 5 | case. |
| 6 | ☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing |
| 7 | any unrepresented parties who appeared at the hearing, and any trustee appointed in this case |
| 8 | |
| 9 | and each has approved or disapproved the order, or failed to respond, as indicated below [lis |
| 10 | each party and whether the party has approved, disapproved, or failed to respond to the |
| 11 | document]: |
| 12 | Approved Debtor(s)/Debtor(s)' Attorney/Trustee |
| 13 | Disapproved Debtor(s)/Debtor(s)' Attorney/Trustee |
| 14 | Failed to respond Trustee |
| 15 16 | ### |
| 17 | Submitted by: |
| 18 | Submitted by: |
| 19 | 4375 Jutland Drive, Suite 200 P.O. Box 17933 |
| 20 | San Diego, CA 92177-0933 (858) 750-7600 |
| 21 | NV Bar #10376 Attorney for CITIBANK, N.A., |
| 22 | AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF |
| 23 | STRUCTURED ASSET MORTGAGE INVESTMENTS II INC., BEAR |
| 24 | STEARNS ALT-A TRUST, MORTGAGE PASS-THROUGH |
| 25 | CERTIFICATES, SERIES 2007-2 |
| 26 | |
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